G. R. S. IX-5]

Previous references.

Revenue

P 91

File No. 208-16

Serial Nos. 1-7

1916-17

(Pol( ))

Later references.

pol 167-18(1-2)

GENERAL AND REVENUE SECRETARIAT.

Serial Nos. 1-7

Part B for July 18

SUBJECT.

petition of Mr M.P. Bhojak, Inspector of Police, appealing against the order of his reduction from Rs 50 to Rs 45 per mensem

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To the D.I.G. of Police. } S. 219-209 6/7/18
The Comptroller }

Directs that the period of reduction of the Inspector in question be limited to one year and informs that the representation of the Asst Superintendent Carried a copy of Rs 150/- p.m. Cannot be granted

B Srinivasulu 15.7.18

W D 68—GPB—50,000—24-7-16

G. R. S. 11] 1916-17

GENERAL AND REVENUE SECRETARIAT.

(Police)

NOTES.

File No. 208-16

FILE HEADING.

Petition of Mr. M.P. Bhogiah, Inspector of Police, appealing against the order of his reduction from the 5th to the 6th class Inspector.

From The Inspector-General of Police

No. 6315/575 Dated 26. 6. 7 Received 27. 6. 17

Diary No. 1288	Enclos. 2 & 6 Spare Copies.	Serial No.

BRIEF ABSTRACT OF LETTER.

Forwards the above petition together with the records of the case

NOTES AND ORDERS.

Interview given at 4 p.m. today to Hagd

The petitioner, Mr. M.P. Bhogiah, has also interviewed the Dewan on 6.7.17 & the case has been directed to be expedited.

The facts of the case resulting in the reduction of the Inspector in question [illegible]

G/2803

MD 1233—GPB—60,000—1-12-16—S.

(2

G. R. S. III-2]

General and Revenue Secretariat. | Police File No. 208 of 1916-17

Serial No.

have been narrated in the paper under disposal. The order of reduction was passed by Mr. C. Srikanteswara Aiyar, the late D.G. of Police. The present Inspector General has not expressed any opinion on the merits of the case. Submitted for orders

Note
14.9.17
NVV

Flag D

2. The facts of the case are these:- A case of rioting and dacoity was reported on 29.9.13 from Munivenpalya in Anekal Taluq - the offence being abeyance one, the progress of the investigation was being reported to the Sub-Office. The Jamadar (Devarabhatta) who had taken up the investigation, submitted first some diaries, and again submitted another diary on 9.2.14 to the Inspector asking for certain instructions. The Inspector Mr Bhogia kept it with him till 22.6.1914 when he sent endorsement with certain instructions.

Flag C

3. The late First Member (Mr K.V. Nanjundayya) who inspected the Police Station on 17.4.1914 noticed the delay in this case and a copy of his note was sent to the D.G. of Police with a request that steps might be taken to prevent such irregularities in future. The D.G. called for an explanation in the matter. Meanwhile, the D.S.P. had also noticed this delay in this case and had called for an explanation. The explanation in this following effect: " I was on leave for

Flag E

NOTE—Contn. sheet.

WD 1233—GPB—60,000—1-12-16—S.

(2

G. R. S. III-2]

General and Revenue Secretariat. | Police File No. 108 of 1916-17

Serial No.

Flag E

a long time. During my absence on Diary was not Submitted to the D. S. P's office. After my return I issued necessary instructions to the Jamadar and then Submitted the Diary. Hence some delay was caused.

Flag F

4. This explanation was held by the D.S.P to be false as the Inspector was on leave only from 16-4-1914 to 22-5-14 The D.S.P was of opinion that the Inspector must have kept back the Diary by sheer indolence and carelessness, if not from stupidity or something worse.

Flag G.

5. On a perusal of the records, the Dy. found that the Inspector was indolent and careless, that he gave a false statement. He was accordingly reduced from the 5th grade to the 6th grade. A further explanation was Submitted

Flag H

to the Dy. for reconsidering his order, but on a careful perusal of the explanation, he found no reason

Flag I

to reconsider the order already passed.

Enclosure: D. U. D (Flag 'K')

6. The Inspector has now presented this appeal against the order of Dy. reducing him to the 6th grade.

7. The grounds put forward by the Inspector for cancellation of the order are briefly these:—

Pl. 1. There were two other cases pending in the same connection, and they had not been finally decided. Hence he considered it unsafe to give any definite instructions till the Revenue Case was decided. He also wanted to study some laws on the Subject.

NOTE—Contn. sheet.

WD 1233—GPB—60,000—1-12-16—S.

G. R. S. III-2]

General and Revenue Secretariat. | Revenue File No. 208 of 1916-17

Serial No.

2. He had no corrupt motive in delaying the enquiry instructions.

3. When the Diary was submitted to the then D.S.P Mr. I. Macnaghten, he raised no objection about the delay but simply filed, thereby implying that he approved of the procedure.

4. His explanation was imperfect or incomplete in as much as only his absence on leave was mentioned but not the complicated nature of the case. It cannot however be considered as false.

5. The explanation intended for the D.S.P should not have been sent to the D.I.G. of Police without his permission.

6. That his uniform good work has not been taken into consideration.

8. The explanation submitted to the D.I.G. of Police reconsideration of his order was practically the same as that presented in the application now before Government. The grounds alleged do not seem to be quite convincing, and some of them like No. 5 have only to be stated to be shown as puerile.

9. The first ground does not appear to be tenable inasmuch as the Revenue case had not been decided even when the Inspector gave his instructions on 19.6.1914. The assault case was pending in appeal, and there is nothing in the record to show ~~that~~ when it was disposed of. Further the connection of the present case is not very clear

NOTE—Contn. sheet.

General and Revenue Secretariat. Police File No. 208 of 1916-17

Serial No.

Therein no explanation also as to the nature of the complication and as to why he did not study up his law on the point till 19-6-1914.

10. The Second last grounds do not seem to be relevant. If corruption or continuous bad conduct had been proved, the punishment might have been more severe. But the order does not mention either of these grounds, and it cannot therefore be held that he was punished for corruption or prior misconduct. The punishment was apparently for the delay & the false explanation.

K -

11. The third ground also does not seem to be very satisfactory. Medicine was submitted to Mrs Thumboochetty sometime after the 20th June & before the end of the month. Mrs Thumboochetty was transferred by the end of the month, viz 1-7-1914, and it does not therefore appear that he had full opportunity to study the details. Further he does not expressly approve of the delay, and his order of the 4th does not prevent the Dy. from making an investigation & reporting to the Govt-Member.

I

12. In regard to the 4th ground, the Inspector himself admits that the explanation is incomplete. There is nothing on the face of the order to show that it is incomplete although there is any other ground than that alleged in it for the delay. The explanation in fact shows that the delay was due to his own

I o

NOTE—Contn. sheet.

GPB—25,000—2-11-14

Serial No.

v his leave was for 4 months. Naturally he was considered to be false. It may also be mentioned in this connection that the Inspector was to leave only 2 days prior to the Inspection by the Dist Member.

13. It is rather surprising that the Inspector should complain that the explanation was sent without his permission to the Dy.

[Page 8 of Flag K)

14. In any case, it does not appear that the Inspector has made out a strong case for intervention. It may perhaps be said that the punishment was too severe for the offence. But it a point for orders. If necessary, the Police can be present Dy may be called for.

Dy
19/9

Dist Member 15)

924/4/9

Please call on the Pol. Prosecutor to produce & also supply how the case under Rs 20. was finally decided. A copy of the judgment may be called for & sent up. Also the Service Register of the Inspector

4/9/17

16) Draft

17) Draft subd.

18) Done

Supt

P.S. 6-9-17

VOTE—Contn. sheet.

1163

WD 1233—GPB—60,000—1-12-16—S.

G. R. S. III-2]

7

General and Revenue Secretariat. | Police File No. 208 of 1916.

Serial No.	
2	To. The Dy of Police No J 954 Dt 11.9.1917 Requests to retransmit with the Service register of the Inspector and the spl diaries referred to by him in his explanation and also how the Case of rioting & dacoity referred to was decided.
3	From The D.S.P. no. 3368/253 Dt 1/3.12.17 Forwds the spl. diaries and a copy of the judgment & states that the Service Register of the Inspector has been called for and will be forwarded on its receipt. 19) Subd. for orders. B.J. 6.12.17. 20) Await receipt of the same Sub B. 6/12 Dy 6/12 21) The Service Register of the Inspector is not yet received. May the receipt of the same be awaited. Submitted for favour of orders. Dy 20/12 2369/22/12 Sub A 22/12 22) Dy. Member recd 21/12 Dy 23) The Service Register has not yet been received. Subd. with a draft. Sub A 20/12/17 B.J. 18.2.18. Dy

NOTE—Contn. sheet.

WD 1233—GPB—60,000—1-12-16—S.

616

G. R. S. III-2]

F. 8

General and Revenue Secretariat. | Police File No. 208 of 1916-17

Serial No. 4

Do/ The IG of Police
No J 3234 . 20-2-1918
Requests that the Service Register of the Inspector may be forwarded at an early date.

5 From The IG of Police
No 7637/541 D/2. 5-18
Forwards the Service Register of the Inspector

25) Subd. This may now be submd. to the 1st Member with reference to para 15 supra.
8-5-18. KL.

4061
11/5.

First Member)

I have perused the records. The work-out must be said of this Inspector's conduct in the beginning of the term in question is deficiencies. This was a country post the charge hand sent him by the D.S.P. Mr. B. Ramamurti when he first visited him & the D.S.P. I feel I see my predecessor & myself have pursued to the utmost. A remark for the year seems to be sufficient treatment for the defaulting conduct of this officer. His last memorial makes

NOTE—Contn. sheet.

2616

9

G. R. S: III-2]

General and Revenue Secretariat.

Police File No. 208 of 1916

Serial No.

Enlargement representation which
in the face of [illegible] the police
[illegible] [illegible]
Repeal [illegible] [illegible] [illegible]
[illegible] [illegible] [illegible]
[illegible] [illegible]

11/6/18

13/6/18

~~Draft Subd.~~

14/6

NOTE—Contn. sheet.

WD A 1789—GPB—60,000—20-3-18—S.

MEMO OF INTERVIEW WITH THE DEWAN.

Friday, 5th April 1918.

Petn No 503

Name of Interviewer—

Mr. M. P. Bhagiah -
Police Insp[r] - on long leave

Representation in brief—

Complains that his case has not been favourably dealt with in the Police Dept. in consequence of which he has been on leave for three years now.

Prays for consideration of his case in connection with new appts under the scheme for the separation of Executive & Judl functions

---

He may submit his application to the proper authority in the usual Course.

BO
5.4.18

Asst Secy III

Are there any reports here - If so please return.

If not - write to the Supdt asking for a note about the man's case -

CBS
8/4/18

Perhaps the papers in this Branch: May be depending.

BS
8/4

GEN. & REV. SECRETARIAT
III
JUDICIAL
8 APR 1918

Has a grievance that he has received no promotion & is only drawing Rs 70 after 8 or 9 years service —

Such cases, if there is no fault on the part of the individual, deserve some consideration —

The Chief Secretary for favour of a note

RO 5.4.18

G. R. S., III-2]

2789 10

General and Revenue Secretariat.

Police File No. 108 of 1916.

Serial No.	
6	From The I.G. of Police. no. 8114-578 Dt 25-5-18 Forwards for orders an application from Police Inspector M. P. Bhojiah stating that he will resign the place if he is not given a post carrying Rs 150 or above. Subd. for orders. The file relating to this Inspector was subd. to the Ist Member on 10.5.18 and has not yet been received back. Dt. 30.5.18. Submitted accordingly EB 30/5. Hon'ble Member 4494 11.6. (I do not propose to write) with orders on draft file 11/6/18 EB 14/3/6/18 Subd. with a draft order. KN. 14/6 In favour of proposal EB 17
7	Hon'ble Member 4837 3/7/18 To The I.G. of Police The Comptroller NBG 219-20. Dt 6-7-18 States that the representation of [illegible]

NOTE—Contn. sheet.

No 6315/575

OFFICE OF THE
INSPECTOR-GENERAL OF POLICE IN MYSORE.

Dated Bangalore, 25th/26 June 1917.

Encls. 2 file

DIARY No. 9-2803

SECTION P&C
FILE No. 208-16

From

K. R. SRINIVASA IYENGAR, Esq., M.A.,
Offg. Inspector-General of Police in Mysore.

To

D. M. Narasinga Rao Esquire, B.A.B.L.,
Secretary to the Government of His Highness
the Maharaja of Mysore, General Department.

Sir,

In forwarding herewith a petition with enclosures from Inspector Mr. M. P. Bhogiah, appealing against the order of reduction passed against him from the 5th to the 6th class Inspector, I have the honor to state as follows:

2. On the 17th April 1914, the First Member of Council inspected the Anekal Kasba Station and noticed several irregularities such as delay in completing the investigation of cases, failure to issue instructions asked for in special diaries etc. An extract of the notes of inspection having been received in this office, a report with the explanation of the officer responsible was called for, from the Superintendent of Police, Bangalore District, who reported that one of the pending cases had since been charge sheeted, that three cases had been referred to to the Magistracy on B forms that Inspector Mr. Bhogiah had kept with him for more than four months from 4-2-1914 till 19-6-1914 the special diary in a case of rioting and dacoity without giving instructions asked for by the Jamedar, that the state of affairs did not speak well of the work of the

27 JUN 1917

WD 2328—GPB—400—2-4-17

From

The Inspector-General of Police
in Mysore, Bangalore.

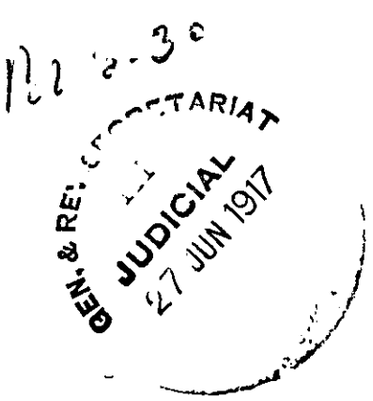
To

The Secretary to the Government
of H. H. the Maharaja of
Mysore, General Dept..

Dated
Despatched } 26 June 1917
No. 6315/575
Enclosure 2 files

Subject.

Forwards a petition from Inspect
Mr. Bhogiah appealing against the order
of reduction passed against him,



Jamedar and the Inspector and that both deserved condign punishment. Thereupon the reduction of the Inspector from the 5th to the 6th class was ordered in this office memo. No.2710/P.C.197 dated 6-1-1915. A review application was presented by the Inspector but it was rejected in this office order dated 2-11-1915.

3. On the 26th August 1915 when Diwan Bahadur Mr. Srikantesvara Aiyar inspected the Anekal Kasba station, it was noticed by him that no action had been taken by Inspector Mr. Bhogiah on a B report, which had been returned for further investigation by the Magistrate.

4. The District Superintendent of Police, Bangalore reported that in this case, which related to a case of Housebreaking and theft in which jewels and clothes of the value of Rs.2,262/- were stolen, the Inspector did not take prompt steps to secure the arrest of the suspected persons and to search their houses, that he failed to mention in his special diary, about the production and disposal of a silver bandi(one of the stolen jewels) and also about the arrest, detention and discharge of two persons and that the submission of a B report was not warranted in the circumstances. On this the District Superintendent of Police was asked to obtain and submit the Inspector's explanation.

5. The Inspector, who proceeded on leave from the 16th November 1914, evaded however to furnish his explanation and went on repeatedly applying for extension of the leave. till the end of May 1916.
A notice was then sent to him informing him that if he failed to return to duty and submit his explanation without further loss of time he would be dealt with departmentally and under the Police Regulation. He nevertheless failed to submit his explanation till 22nd December 1916. The explanation was found unsatisfactory, but in view of the fact that the Inspector had already been reduced, Mr. Srikantesvara

Aiyar did not want to take any further notice of his conduct and accordingly let him off with a warning.

6. The records as per pherist are herewith forwarded for reference and return.

I have the honor to be,

sir,

Your most obedient servant,

For offg. Inspector General of Police.

To

THE GOVERNMENT OF HIS HIGHNESS

THE MAHARAJA OF M Y S O R E.

Submitted through the Inspector General of Police.

I, the undersigned Inspector of Police on leave, most humbly and respectfully beg to appeal against order No. 3710/P.C. 197 dated 6/7" January 1915 passed by the Inspector General of Police reducing me from the 5th Grade to the 6th Grade of Police Inspectors on the following grounds:-

1. I have been reduced on the strength of a report (dated, 17-12-14) made by Mr. B. Ramaswamiah, the former Superintendent of Police, Bangalore, District, charging me with delay in the submission of a special Diary in connection with a Rioting and Dacoity Case of Anekal Taluq (Case No. 20, District Crime No. 37/212) and adding that I submitted a false explanation to him on the matter on 10-10-1914.

(a) <u>The Rioting and Dacoity case</u>:-

<u>Facts of the Case</u>:-

This was a case which, during the time of Mr. T. Thumboo Chetty, was reported on 29-9-13 to the Police of Anekal on account of a dispute about a Gomal land. In connection with this dispute, there were two other cases simultaneously pending, one before the Taluq Magistrate of Anekal and the other on the Revenue side before the Deputy Commissioner. Both the contending parties, who were the same in all these three cases, claimed exclusive rights of possession and enjoyment in the Gomal land in dispute.

Davara Bhatta, the Jamadar of Anekal, was investigating the Police case under Sections 148 and 395 I. P. C, At the time of the Inspection by the Inspector General of Police in the latter part of January 1914, the details of the case were fully brought to his kind notice. Thereupon in the course of the investigation section 148 had to be droped off, as another case against the same accused in connection with this dispute was going on before the

before the Taluq Magistrate for the offences of Assault and hurt. The only section under which the Police could thence-forward proceed was section 395 I. P. C. Until the date of this inspection and even until the date of transfer of Mr Thumboo Chetty, the trend of the investigation was in favour of the prosecution as good evidenc had been collected so far against the accused, In fact, on 19-6-14 I gave specific written instructions to the Jamadar, to immediately close the case, arrest the accused and Place a charge sheet against them in the Court.

N. B. Vide remarks on the fourth Diary of the Jamadar dated, 4-8-14.

These instructions were entirely approved of by Mr. Thumboo Chetty. Neverthelees, soon after the transfer of Mr Thumboo Chetty on 1-7-1914, Jamadar Davarabhatta took a sudden turn from the line of his former investigation, began to defend the cause of the accused (Please see special Diary dated 14-8-14) and wanted to submit 'B' report on the strength of the unexpected instructions of Amildar Mr Gopal Krishna Iyengar, ho had hitherto taken no part in the Investigation of the case, (Please see the Amildar's report dated 7-7-14, and submitted to the Deputy Commissioner in the Assault case. Also kindly see his remarks made on my general Dairy submitted on or about 1-8-14). In this way the Amildar and the Jamadar were of one opinion that a 'B' report should be submitted in the case. But my contention was that there was ample evidence and that a charge sheet should be placed against them. (Please see the special diaries). Ultimately after a long correspondence the D. S, P. Mr B. Ramaswamiah agreed with my contention and ordered that the case should be charge sheeted.

Later on, my view was also confirmed by the Deputy Commissioner when he decided the Revenue Case in favor of the Complainant.

(b) <u>Grounds for the delay in the submission of the diary:-</u>

In the course of the investigation, Jamadar Devarabhatta, who in its early part had collected evidence in favour of the prosecution but later on showed his inclination to let off the accused, submitted to me a special diary part 4 dated 4-8-14, asking me for certain

certain instructions as to whether or not a charge sheet should be placed against the accused.

As mentioned before, the only section under which the Police could possibly proceed against the accused was section 395 I. P. C. (Dacoity). But at that time the Police case was not fully ripe against the accused. Besides the Revenue case hae not yet been decided by the Deputy Commissioner. The assault case which ended in convictio in the Taluq Court had also gone up in appeal before the District Magistrate. Hence the question as to which of the contending parties the right to the possession and enjoyment of the Gomal land in dispute belonged, was still subjudice. Under these circumstances it was difficult, rather unsafe, for, me to give any definite instructions in the Police Case until the Revenue case was decided. Nevertheless I though it desirable to make an honest attempt to give the necessary instructio and then to submit the Diary. For this purpose I had to look up for legal authorities in Criminal Law; Besides I had to consult some Revenue Rules, and find out some decided cases on the subject of the Gomal land. Accordingly, I made up my mind to collect all the available information, and then to rapidly dispose of the diary finally and once for all, since I did not think it right to shirk my responsibility by submitting it Mechanically to D. S. P's Office without attempting to give the required instructions. Hence I beg to submit that in the interests of Justice I purposely retained the diary with a bonafide good motive - i.e., for collecting the necessary information and thereafter for giving the required instructions. The circumstances under which the Diary was thus retained were fully brought to the notice of Mr T. Thumboo Chetty, the then Superintendent of Police, as the subject came up for discussion once or twice, [illegible] his visit to Anekal.

It was under these circumstances, that the Diary which reached me on 9-3-14 lay pending in the Taluq Police Office in the months of February and March. The Revenue Case and the Criminal Appeal Case had not yet been decided. I had my own doubts. Before I collected sufficient information and came to a definite conclusion, I was obliged to leave Anekal on Privilege leave on 16-4-14 and start immediately for

for Madras on very urgent business. I retruned to duty on 12-5-14. (Unfortunately it was during my absence on leave that the First Councillor Sahib inspected the Police Station and noticed this Diary pending in the Taluq Police Office. If I had been present at the time of the inspection I beg to submit that I would have satisfactoril explained to him all the above noted circumstances under which the diary was kept pending with me.

When I returned to duty on 12-5-14, I found the Revenue Case and the Criminal Appeal still pending before the Deputy Commissioner, and the special diary in question still pending in the Taluq Police Office without any instructions being given. I at once began to go deeply into the question from its several complicated aspects. At last, I came to a decision and on 19-6-14 I gave the Jamadar the instructions which he needed and at the same time directed him to arrest the accused persons without loss of time and place a charge sheet against them in the Court.

N. B. For details, kindly see my remarks on the 4th diary of this case.

After giving these instructions to the Jamadar in writing, I ..... submitted the diary in question on 19-6-14 to the Superintendent's Office. As Mr. T. Thumboo Chetty was allalong in touch with the fact of this case, he fully approved of my procedure and accepted the conclu sions arrived at by me in this complicated case at the time of his visit to Anekal on or about 22nd June 1914. Further he raised no objection to the delay of the Diary but simply filed it, thus indicat ing his final approval. Thus the question of the delay or otherwise was once for all finally settled by him.

3. It will be seen that the procedure which had been originally permitted and finally approved ofby Mr T. Thumboo Chetty was found fault with by his successor Mr B. Ramaswamiah, for the very caution which was observed and the time which was consequently occupied, in arriving at a correct conclusion. Mr Ramaswamiah casually put me a querry on a special Diary of the case asking me for an explanation for

for the delay in the submission of the Diary. During the greater Portion of the time, the Diary was pending in the Taluq Police Office and I beg to submit that the delay was quite unavoidable and was necessary in the interests of Justice under the circumstances stated above. Again, I had to go on privilege leave for 26 days in the middle of the investigation, and hence there was naturally an interruption for the progress of the investigation. My absence on leave in the middle of the investigation has necessarily contribnted to the delay in the submiss ion of the Diary for at least one month, and I most respectfully beg to submit that the charge of falsehood levelled against me by Mr Ramaswamiah is clearly unjustificable. It may be that my explanation dated 10-10-14, as written hereunder, was imperfect or incomplete, but it was certainly not false, since my absence was one of the factors which contributed to the delay. Mr Ramaswamiah who had by thattime studied all the details of the investigation was evidently satisfied and raised no objection against it for nearly 2 months and 7 days after its submission. The explanation was very breif and meagre; because it was intended for a perso who knew the details. In my explanation I gave out merely the external cause for the delay viz., my absence on leave but did not mention the internal cause i,e.(complicacy of the case itself) ... which was fully known to the Superintendent himself. Fur-ther I humbly begto subrit that in my explanation, I used the expression 'leave for a long time' in a simple colloquial way to indicate ... my absence merely for 26 days but not in any technical sense that the term 'long leave' which the Superintendent has himself introduced in his report, may probably bear.

EXPLANATION:- "I was on leave for a long time. During my absence the Diary was not submitted to the D. S. P's Office. After my return from leave, I issued necessary instructions to the Jamadar and then submitted the Diary. Hence some delay was caused".

4. The copy of the Inspector General's order reducing me shows that the said order is based on the following:-

(1) The 1st Councillor's Notes of Inspection of the Anekal Taluq Office.

(2) A Memo prepared by the District Superintendent of Police dated 21-12-1914, and

(3) My brief explanation dated 10-10-14.

When the 1st Counciller Sahib inspected the Anekal Taluq Police Office, I was absent on leave and therefore I had no opportunity to explain to him the circumstances justifying the delay in the submission of the Diary. Nor was a copy of his Inspection Notes furnished to me, in spite of my repeated requests. Thus I am kept quite ignorant of the charges or observations made against me in the 1st Councillor's Inspection Notes which form a sealed book to me. I have not been given an opportunity at anytime to submit amy explanation on these matters. My brief explanation dated 10-10-14 was submitted to Mr Ramasawmiah in answer to his .. casual querry as already stated above. It was intended only for Mr. Ramaswamiah who was at the time studying the facts of the case in detail and it was not intended for anybody else or for any oter purpose. It need hardly be stated that it was certainly not an explanation for the points raised in the 1st Councillor's Inspection Notes, and was never intended to be such either by me or by Mr Ramaswamiah. For, I was never asked to furnish my explanation for the 1st Councillor's Inspection Notes of which I knew nothing, and I beg to submit that Mr.Ramaswamiah himself came to know of these Indpection Notes for the first time in December 1914, i,e., about two months after I had submitted my casual explanation to him which was on 10-10-1914.

5. On personally representing these facts to the Inspector General of Police, he was pleased to direct me to obtain copies of records . .. mentioned in his order No. 2710/ P.R. 197 dated 6/7" January 1915 and then to submit a detailed explanation in the matter. But in spite of the Inspector General's orders, Mr Ramaswamiah declined to grant me copies for reasons unknown. At first he informed me in his endorsement dated 3-2-1915 that I shall be permitted to take copies required by me. Then he wanted me to present a stamped application and declined to give me copies of the memo and other records. Then he required me to produc

produce copying fees, and finally he declined to give me a copy of the 1st Councillor's Inspection Notes (Vide Superintendents endorsements

Dated 11-2-1915
" 22-2-1915
" 16-5-1915
" 28-5-1915

copies of which are herewith attached for kind perusal). Since copies were not given to me in spite of the Inspector General's orders, I ... requested the Superintendent to be good enough to give me a list of the charges at least against me, but he declined to do so and stated that "it is not possible to give a list of charges". (Vide Endorsement Dated 28-6-1915). Thus nearly 7 months were passed until at last he was ... compelled by the Inspector General to furnish me a copy of his own repor and I beg to submit that a copy of the 1st Councillor's Inspection Notes has not been given to me till the present moment. Besides in the so called 'copy' of the Superintendent's report granted to me after so much correspondence, the cross-marks in para 3, relating to the Rioting and Dacoity case, show th t one or two sentences have been omitted, although there are no such omissions in the paras relating to the other cases. If those sentences perhaps embody either any observations or any imputations against me for having delayed the Diary and if such sentences have been kept back from my knowledge, I humbly beg to submit that I have even now been deprived of an opportunity to know what kind of report the ... Superintendent actually made to the Inspector General of Police. If those omitted sentences do contain any such observations of the Superintendent, I humbly beg to submit that the object of such omission is obvious and needs no comment. A copy of para 3 of the report, as given to me, is herewith attached for kind perusal.

6. It is impossible to believe that a fair-minded Officer complaining against his subordinate wil exhibit so much vacillation and unwillingness to grant copies to the latter who stands in the position of an .... accused person. The most elementary notions of justice require that nobody should be punished without giving him an opportunity of being heard, and no sentence is passed even on the most condemned Criminal before framing a specific charge against him and before giving him an

an opportunity to meet such charge. In the present case I have not been given an opportunity to know what omissions were noticed in the 1st Councillor's Inspection Notes, though I have been punished on the observations said to been made therein. My explanation in this matter has not been taken and the casual and incomplete explanation dated 10-10-14 which was intended only for D. S. P. Mr Ramaswamiah as already submitted above, has been illegally and unjustly treated as my explanation for the omissions noticed in the 1st Councillor's Inspection Notes, and has been forwarded as such, without my knowledge, to the Inspector General of Police, I beg to submit that Mr. Ramaswamiah's action is not at all fair, since a document intended for one purpose has been utilised for a totally different purpose, without the consent of the author of the said document, to the detriment of the latter. In addition to this irregularity, Mr. Ramaswamiah has also thought fit to add a sting to his report. He has stigmatised my casual explanation of 10-10-1914 as "false", although it contains no false assertion of any kind whatever. Mr Ramaswamiah calls my explanation false for the reason that I was on leave only from 16-4-1914 and not in February when the Diary had reached me. I most respectfully beg to submit that my explanation does not state that I was on leave in the month of February, as suggested by the observation of the Superintendent. Nor was I asked to explain the delay for the month of February only. My contention is that it was impossible to complete the investigation of the case under the circumstances already submitted, and that delay was necessary in the interests of justice. It may be that Mr. Ramaswamiah was not willing to accept my explanation. But it is one thing to decline to accept an explanation and it is a quite different thing to call it false. I beg to submit that the Superintendent's observation is unfounded, unjust and undeserved, and it has done much to create an unfavourable impression in the mind of the Inspector General of Police against me.

7. Again the Superintendent has not been fair in his report. Nor has he made an accurate report about the facts of the case. He seems to have very carefully omitted everything that was in my favour. (a) He has not mentioned how enthusiastically I supported the cause of justice in this case and how my attempts to prosecute the accused

accused were frustrated by the Amildar and the Jamadar who wanted to submit a "B" report.

(b) Again he has entirely omitted to mention the fact of my Having given written instructions to the jamadar on 19-6-1914 to submit a charge sheet against the accused and of having then submitted the Diary to Mr. Thumboo Chetty, the then Superintendent of Police. It is unaccountable why Mr Ramaswamiah has thought fit to omit to mention such an important fact in my favour. His report seems to suggest that I kept the Diary from 9-2-1914 to 22.6.14 without either giving instructions or forwarding it to the District Police Office, and that I myself sought his instructions later on in my last Diary dated 20-9-1914. But I respectfully beg to submit that this report is neither true nor accurate.

(c) Again the D. S. P. Mr. Ramaswamiah states in his report that the Jamadar submitted only 4 Diaries and suggests that the investigation was at a dead-stop between 22-6-14 and 20.9.14 This statement is also equally inaccurate, because the Jamadar actually submitted 5 Diaries and it was in his 5th Diary dated 14-8-14 that he proposed to submit a "B" report under the Amildar's instructions which I opposed.

8. Further Mr. Ramaswamiah has failed to consider the peculiar difficulties under which I was labouring. The Revenue and Criminal cases were still sub judice at the time when the Jamadar asked for my instructions. It was open to me to have given immediate instructions, subject to the risk of the case being weekened or spoiled by a contrary decision in the Revenue and Criminal cases. I avoided this risk and bestowed some thought over the matter and proceeded with the case rather cautiously, and this necessarily .. involved some delay which was unavoidable. Besides subsequent event fully justified the correctness of my view which was also approved c by Mr. Ramaswamiah. In the ordinary course of things my conduct in opposing the views of the Jamadar and the Amildar in the interests of justice ought to have been appreciated, and I beg to submit that I should have been complimented for having elected to adopt a better c course which was found to be correct. But on the other-hand I have been found fault with and punished on the ground of delay on a report

report made by Mr. Ramaswamiah about 2 months and 7 days after I was transferred to another place, although the occurrance took place during the time of his predecessor Mr. Thumboo Chetty, who simply filed the Diary after approving of my procedure under the complicated circumstances. I beg to submit that I have been undeservedly reduced from the 5th to the 6th grade in spite of my good work, at the very time when a vacancy had occured in the 4th grade to which I was entitled to be promoted by virtue of seniority and educational qualifications. For I am almost a Law-Graduate. I have thus been doubly punished and my case is one of exceptional hardship. reference to the gradation list of Police Inspectors will clearly reveal the nature and the extent of the injustice done to me under these mysterious circumstances.

9. I humbly beg to submit that the diary in question was not delayed by me with a corrupt motive. In fact even the In-charge-Inspector was not able to dispose of it during my absence on leave. An impartial enquiry will clearly show the best intention with which I investigated this case. The Police Superintendents, under each of whom I previously worked for more than a year, e, g. Messrs M. P. Viswanatha Rao, B. S. Ranojee Rao, C. Devaraj Urs and T Thumboo Chett had a high opinion about my honesty and straight forwardness. Under these circumstances Mr. B. Ramaswamiah under whom I worked for only 3½ months could really have no cuase of complaint against me, as no case was bungled by me at any time.

10. Unfortunately I am a bit too straightforward; I have been subjected to these indignities for having reported the misconduct of Jamadar Devara bhatta who reckless-ly bungled some Police cases and who was ultimately reduced to a Dafadar (Probably for the third time in his service) by the Deputy Commissioner Mr. K. Chandy Sahib, in spite of the very lenient recommendation of Mr. B. Ramaswamiah. Nevertheless the Jamadar is getting on very well.

Under these circumstances I most respectfully pray that the order reducing me may be kindly revised and cancelled in the ends of justice and that I may not only be restored to my original grade

Grade (Viz., 5th grade) but also be promoted to the 4th class of Inspectors to which I was entitled, for which act of kindness, I a member of a backward community, shall ever remain grateful.

I beg to remain,

Your most obedient servant,

1st May 1916

Inspector on leave.

Office of the Superintendent of P
Police

Bangalore District,

Dated, 22nd February 1915.

1788/Mis,

E N D O R S E M E N T .

With reference to his application dated 17-2-15 requesting to furnis the authenticated=and. Certified copies of certain records, Mr. M.P.Bhogia Inspector om leave, is informed that the application for authenticated copies must be made on a stamped petition and that copies of correspondenc and memo cannot be given in such cases.

Sd/B. Ramaswamiah.

Superintendent of Police.

Bangalore District.

Copy

Office of the Superintendent of Poli
Bangalore District,
Dated Bangalore, 11th February 1915

No. 1719/Mis.

E N D O R S E M E N T.

With reference to his application dated 3-2-1915, Mr. M. P. Bhogaih, Police Inspector, now on leave, is hereby informed, that if he himself comes to the office of the undersigned, he will be permitted to take copies of the records wanted by him,

Sd/ B. Ramaswamiah,
Superinintend of Polide.
Bangalore District.

copy

Office of the Superintendent of Police

Bangalore District,

Bangalore, 14/16-5-1915,

No. 2270/Mis,

M E M O R A N D U M.

With reference to his petition dated 6-5-1915, requesting to submit the entire correspondence re his case, to the Inspect or General of Police in Mysore. for final orders, M. P. Bhogiah is informed that he is not to ditate this and that he must abid by the orders already given.

Sd/ B. Ramaswamiah.

Superintendent of Police

Bangalore District,

Copy

Office of the Superintendent of Police,

Bangalore District,

Dated, Bangalore, 28th May 1915.

No. 3339/Mis,

E N D O R S E M E N T.

With reference to his application dated, 25-5-1915, requesting to grant copies of the correspondence referred to in the --- Inspector General's memorandum No. 4176/665. dated 23-3-1915, Mr. M. P. Bhogiah, Inspector of Police (on leave) is informed that copies of such of the papers as required by you, will be given on the -- production of copying fees and that the true copies of certain -- portions of my report - referred to by you, cannot be given as t correspondence is confidenctial.

Sd/B. Ramaswamiah.

Superintendent of Police,

Bangalore District.

Copy

Office of the Superintendent of Police
Bangalore District.

Dated Bangalore, 28th June 1915.

No. 2539/Mis

ENDORSEMENT

Wtih reference ot his petition dated 10-6-1915 requesting to allow him to take copies of certain records, Mr. M. P. Bhogiah, Police Inspector on leave, is informed that copy of inspection notes of the First Conncillor about Anekal Police Station, cannot be given, whereas copy of his explanation dated 10-10-1914, can be given, that he will be permitted to refer to the special diaries of the case in this office, if he produces the Inspector General's authority for it, and that the undersigned is not bound to give reasons to the petitioner now, in re the indolence and carelessness he has shown in the cases. It is not possible also to give him the list of chargds with the details to show his carelessness etc., as prayed for.

Copy Superintendent

sd/b. Ramaswamiah
Superintendent of Police
Bangalore District.

G. R. S. V1—G/32] 1/49

SUBJECT.....

.....

.....

Diary No. of letter replied to .. ..

GENERAL AND REVENUE SECRETARIAT

( )

, the *191* .

Date of issue 11-9-17

Signed by Mr G Srinivasa Iyer

Section P0

File No. 2

Serial No.

No. J 954/18

To

The I.G.of P.& ex-Officio

Sir,

In returning herewith
records received with your
No. 6315/575 dated the 26th June
I am directed to request you
be so good as to [illegible] the
service register of Mr Bhojiah & the
the same with the special dia
returned to by Mr Bhojiah &
his explanation [illegible]
[illegible] Information as to
how the case of Violin & Accorit

over.

CWC/479

G. R. S. Vl—G/32] 1/19

SUBJECT.....

.....

.....

Diary No. of letter replied to .....

GENERAL AND REVENUE SECRETARIAT

( )

, the *191*

Date of issue 11-9-17

Signed by Mr G Srinivasa Iyer

Section Police

File No. 208 (6)

Serial No. 2

No. J 954 / Secret Records

To

The I.G. of Pol in Mysore

Sir,

In returning herewith the records received with your letter no 6315/575 dated the 26th June 1917 I am directed to request you to be so good as to peruse and return the same with the special diaries referred to by Mr Blagrave in his explanation ~~as to his reasons for rejection~~ Information is to how the case of Richard Dacosta

over.

Cwo/819

referred to therein was decided may be furnished along with a copy of the judgment in the case.

I have &c.

&

To Secy. to Govt:
Jl. Dept.

List of enclosures.

Copied by

Examined by

W D86—GPB—60,000—15-11-16

No. 3368 Office of the Inspector General of Police in Mysore.

Bangalore, Dated 1st December 1917.

From

K. R. Srinivasiengar Esquire, M.A.,
Offg. Inspector General of Police in Mysore.

To

C. S. Balasundaram Iyer Esquire, B.A.,
Chief Secretary to the Government of His
Highness the Maharaja of Mysore, BANGALORE.

Sir,

With reference to your letter No.J.954/Police. 208-16-2 dated 11-9-1917, calling for the special diaries of the case of rioting and dacoity referred to by Inspector Mr. Bhogiah in his explanation, I have the honor to forward herewith the special diaries and the copy of judgment in the case.

2. The service register of the Inspector has been called for from the District and the same will be forwarded on its receipt.

3. The records connected with the reduction of the Inspector received with your letter under reference are herewith returned.

I have the honor to be,
sir,
your most obedient servant,

Offg. Inspector General of Police.

From

The Offg. Inspector General
of Police in Mysore.

To

The Chief Secy to the Govt.
of Mysore, Bangalore.

Dated 1st December 1917

Despatched

Received

General No.

No.

Enclosure No.

GPB—50,000—30-4-13

Copy
of

3. (Case No. 20 District Crime No. 37/212).

This is a case involving the offences of rioting and dacoity reported on 29-9-13 from Munisifrapalya. The offence being a heinous one, the details of the first information Report and progress of investigation were reported to the Chief Office. Jamadar Devarabhatta who took up the investigation of the case in the beginning submitted three special Diaries on the dates noted in the margin. On 4-2-14 the investigation was pushed on further and the Jamadar submitted a diary on that date seeking instructions as this was a complicated case - arising out of Civil disputes. This diary was received by the Inspector Mr Bhogiah on 9-2-14 and he kept it with him without either giving instructions or forwarding it to the District Office till 22-6-1914. This - diary having come to my notice in connection with other references, I called for the explanation of Inspector Mr Bhogiah for the inordinate delay. He has submitted an explanation which is herewith attached that as he was on long leave, he could not submit the diary earlier. - This explanation is false for the reason that he was on leave only from 16-4-14 to 12-5-14 and not in February when this diary had reached him. Just before he left - the Taluq (on 19-10-14) on transfer, he sent this explanation. ×××××^ On being urged to complete the investigation Mr Bhogiah himself took it up and submitted only one diary on 20-9-14 seeking my instructions. I instructed the Inspector on 19-10-14 to submit a Charge-sheet in the case. The result will be reported.

12-10-1913.
13-10-1913.
31-10-1913.

Copy

1·19/v

G. R. S. VI—G/32]

SUBJECT.....

.....

.....

Diary No. of letter replied to.....

GENERAL AND REVENUE SECRETARIAT,
( )
, *the* 191 .

Date of issue 20/2/18

Signed by Wm G Srinivasa

Section Police
File No. 208-16
Serial No. 4

No. J 3234

To

The D.G. of Police in Mysore

Sir, With reference to para 2 of his letter no. 3368/253 dated the 15th/31st December 1917 from the Hon'ble the Home Member to request that the Service Register of Police Inspector Mr. Bhojiah pertaining thereto may be forwarded at an early date.

By Order,

for Ch. Secy to Govt.

BG. 18-2-18

over.

1·19/v

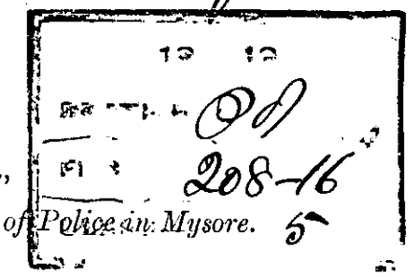
No 7637/541

OFFICE OF THE
INSPECTOR-GENERAL OF POLICE IN MYSORE.

Dated Bangalore, 2nd May 191 8.

Encls. 1-S-Register

J2614.



From

K. R. SRINIVASA IYENGAR, Esq., M.A.,
~~*Offg.*~~ *Inspector-General of Police in Mysore.*

To

C. S. Balasundaram Iyer Esquire, B.A.,

Chief *Secretary to the Government of His Highness the Maharaja of Mysore,* ~~*General Department.*~~

Sir,

With reference to your docket No.J.3234/Pol.208-16-4 dated 20-2-1918 calling for the service register of Inspector Mr. Bhogiah, I have the honor to forward herewith the service register of the Inspector.

I have the honor to be,

Sir,

Your most obedient servant,

Inspector General of Police.

From

The Inspector General of Police
in Mysore, Bangalore.

To

The Chief Secretary to the
Government of Mysore.

Dated. 2nd May 1918.

Despatched. 7

General No. 7637-541

JLH

Enc.No. 1. S. Register

01865 Subject.

Forwarding the Service Register of Inspector Mr. Bhogiah.

P.L 4-50

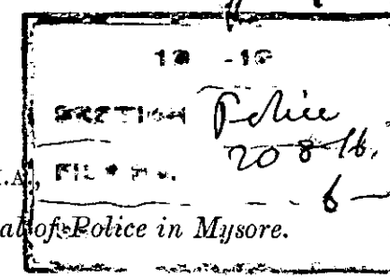
No. 8114/578

OFFICE OF THE
INSPECTOR-GENERAL OF POLICE IN MYSORE.

Dated Bangalore, 25th May 1918.
27

Encls. one

12789



From

K. R. SRINIVASA IYENGAR, Esq., M.A.,
~~Offg.~~ Inspector-General of Police in Mysore.

To

C. S. Balasundaram Iyer Esquire, B.A.,
Chief Secretary to the Government of His Highness
the Maharaja of Mysore, ~~General Department.~~

Sir,

I have the honor to forward herewith for the orders of Government an application from Police Inspector Mr. M. P. Bhogiah, B.A., B.L., on leave, addressed to Government and to state that the applicant was an Inspector on Rs.60/- when he was reduced by my predecessor to the next lower grade on Rs.50/- on 6-1-1915, for his dilatoriness &c in the investigation of a certain case. The appeal preferred by him against this order is pending with the Government.

2. Though subsequent to his reduction he has been almost wholly on leave and has done no work entitling him to promotion, nevertheless, in consideration of the fact that he belongs to a backward community he was promoted by me to the Rs.60/- grade on 1-7-1917 and has, since he recently passed his B.L. Examination while on leave, been recommended by me to be placed in the Rs.70/- grade in the distribution list of Inspectors under the new scale submitted by me to Government with my letter No.7770/551 dated 11/13-5-1918. The petitioner represents in his petition that he would resign his

appointment in the Police Department unless he is given a place on at least Rs.150/- Whatever may be his claims as a member of a backward community for the liberal treatment which he wants to be accorded to him, I may say that, so far as his past work in the Department is concerned, it does not from the records available in this office, appear to have been such as to entitle him to such exceptional treatment.

I have the honor to be,

Sir,

Your most ob edient servant,

Inspector General of Police.

WD 2328—GPB—400—2-4-17

From

The Inspector-General of Police
in Mysore, Bangalore.

To

Chief
The Secretary to the Government
of H. H. the Maharaja of
Mysore, General Dept.

Dated 25th May 1918

Despatched 27 III 28

No. 5716/578 28 MAY 1918

Enclosure one

3930

Subject.

Forwards for orders application of Police Inspector Mr. Bhogiah, B.A. B.L., on leave, praying for a Rs.150 grade Inspector.

GEN & REV. SECRETARIAT
III
JUDICIAL
29 MAY 1918
30

To,

The Government of Mysore,

Through the Superintendent of Police,

CHICKMAGALUR.

I most humbly beg to submit that I am a Lingayet by caste and that I am a Law Graduate (B. A., B.L.) of Madras -- University. I joined Government Service in 1907, and for the past nine years I have been in the Police Department as an -- Inspector. But still I am getting a paltry sum of Rs.60/- a month. I feel constrained to submit that my sufferings for the last three years, caused by the treatment of two old Police Officers of the Government, viz., Mr. B. Ramaswamiah and Dewan Bahadur C. Srikanteswara Iyer, in spite of my honesty, -- straight forward work and high educational qualifications, are most distressing and the treatment meted out to me is certainly not what I deserve-- although it is the benevolent intention of His Highness the Maharaja to give special encouragement to the educated members of backward communities and not to keep them down on flimsy pleas. While most heinous offences were either ignored or excused in the case of certain favoured Police -- Inspectors, yet in my case in Bangalore District, a most trivial charge of negligence and carelessness was trumped up against me in January 1915 by Mr. B. Ramaswamiah, the then Police Superintendent [illegible] for the simple -- reason that during his time I made a report against the misconduct of Police Jamadar who had previously ---- suffered three or four punishments and that the then Deputy Commissioner, Mr. K. Chandy, reduced him to the grade of a -- Daffadar, in spite of the kind recommendation of Mr. B. Ramaswamiah, who for reasons best known to himself, wanted to take a very lenient view of the conduct of that Jamadar. Seeing that his recommendation was about to be baffled, Mr. B. Ramaswamiah started forth at once to find means to

to bring me into trouble. Four months after I was transferred from his District, he caught hold of an old and forgotten case-diary which had been delayed for about three months with the permission of his predecessor, Mr. T. Thumboo Chetty, and which had been filed and finally disposed of by the same officer, - after a careful study of all the circumstances of the case with which he has all along in touch. I humbly beg to submit that this delay, as Mr. Thumboo Chetty knows, was unavoidable and quite essential in the interests of Justice, since it had been purposely made for collecting additional information and issuing necessary instructions, in such a complicated case. Nevertheless Mr. B. Ramaswamiah, without making previous study of the details, and without taking any explanations from me, made a -- report, [redacted], alleging that the delay of the Diary in question was due to carelessness and negligence on my part although it was not proper for him to reopen a matter which had been finally disposed of by his predecessor, and to pass an adverse opinion on a point which had been fully approved of by that very officer. It may be kindly noted that this so called delay was not after all a serious -- matter, because it produced no evil effects but on the other hand, facilitated the successful investigation of a highly complicated case. For this cautious procedure which was purposely adopted to avoid hasty arrests and which should therefore meet with nothing but warm appreciation, Mr. C. Srikanteswara Iyer, the former Inspector General of Police, without making an enquiry and without calling even for the opinion of Mr. T. Thambu Chetty who had given his entire approval, gave me the extraordinary punishment of reduction from Rs.60/- to Rs.50/- Grade, just at a time when I had to be promoted to a vacant Grade of Rs.70/- , and bestowed this vacancy of Rs.70/- upon Inspector Mr. E. Lakshmana Rao who had particularly been all along in his good books. All this took place in the month of January, 1915.

When I appealed to Government, in spite of Mr. B. Ramaswamiah's [redacted] refusal for about seven months to give me the necessary references, Mr. C. Srikanteswara Iyer, in his turn adopted an unconstitutional procedure by refusing to submit my memorial to Government for nearly one year till his retirement; and for discouraging me from pressing my appeal, he tried hard to find fault with the investigation of another old and disposed of theft case, which Mr. T. Thamboo Chetty, just like myself, had openly declared to be false. Although more than two years have already elapsed, my appeal has not yet been disposed of on account of the inordinate delay of the Police Officers in submitting the necessary records to Government. Can Mr. B. Ramaswamiah and Dewan Bahadur C. Srikanteswara Iyer point out in the history of the Police Department any other case -- similar to mine, in which they degraded a police Inspector for having simply carried out the instructions of his Superintendent in making some justifiable delay while submitting an ordinary official paper? If it were the rule to degrade an officer for innocent delay, no one in Government Service, from the highest to the lowest, would be safe under such a rule. It was most unfortunate that the standard of justice applied in my case, was not the same as that applied in the case of other Inspectors. While my prospects in service were hampered by certain Government Officers on account of three months' authorised and harmless -- delay in submitting an ordinary official paper, am I not justified in requesting the Government to be kind enough to judge the conduct of those very officers who completely ruined me by about three years' unnecessary delay-- by refusing for about seven months to give me the necessary references to prepare my appeal, by refusing later on for about one year to submit my -- appeal to Government, and by delaying another year to submit the necessary records to the Government? Had it not been for this inordinate delay, for which I am in no way responsible, my appeal would have been long ago disposed of by the Government. But on the very plea that the appeal is still undecided, for which

which the police authorities are themselves responsible, I have been prevented for the last three years from rising to higher grades in the Police Department itself or from going away to other Departments on higher pay as one of the Probationers, in spite of strong recommendations from the Police Superintendents and the Deputy Commissioners under whom I happened to work. As a consequence of this treatment, about twenty or thirty of my juniors have superceded me. Although every police officer who knows my case is fully convinced that I have been very unjustly punished and although the present Inspector General of Police, even while the appeal is pending before the Government, has been kind enough to grant me partial relief by recently giving back the permanent grade of Rs.60/- which I had held about five years back, and although it is quite reasonable under these circumstances for me to request for all the adequate equitable reliefs viz.

(1) to be given back Rs.70/- grade of which I was unjustly deprived about three years back;

(2) to be placed over all the junior Inspectors who have now superceded me;

(3) to be given all the promotions which the educated -- Inspectors of Rs.70/- grade would now get under the New Organisation Scheme;

(4) to be given two extra higher grades, in view of the fact that I am a law-graduate belonging to a Backward Community, and that for the last three years, my prospects in service have been very much hampered and I have been put to a loss of nearly Rs.3000/- on account of the unjust punishment meted out to me,

Still on the technical plea that the undeserved order of reduction has not been formally cancelled by the Government, I have been asked at present to accept the grade of Rs.60/- which I had in 1912, to show satisfactory work again for some time in future as if my work in the past were unsatisfactory and then to claim my higher grade of Rs.70/-, which was unjustly -- snatched away from my hands about 3 years back and was conferred

conferred upon Inspector Mr. E. Lakshmana Rao. If I do not accept this degrading position, I shall be in danger of being left in the last grade of Police Inspectors under the New Organisation Scheme and of being classed equally along with these Inspectors who were hitherto getting only Rs.40/-and Rs.50/- This is heaping insult upon one who has already been insulted for nothing at all.-

I am constrained to submit that I cannot make up my mind to work in the Police Department which has unnecessarily disgraced me, unless by way of equitable relief, I am given a grade of not less than Rs.150/- a month. While my juniors in service, and even fresh men are appointed Munsiffs or -- Amildars or even Assistant Commissioners, on the ground that they belong to Backward Communities, it is most unfortunate that I should remain only a much aggreived Police Inspector, although I am not at all lacking in educational qualifications. For the last three years I have been on leave, practically without pay, hoping all along that the injustice done to me would be rectified but my patient waiting hitherto has brought me no good at all. I am sorry to submit that I cannot afford to wait any longer in suspense and without any earnings. Hence I most humbly pray that I may not be driven to the necessity of tendering my resignation under these distressing circumstances, but that in compensation for the injustice done to me for the last three years and with due respect for the benevolent intention of His Highness the Maharaja to raise the status of the educated members of Backward Communities, I may be kindly -- favoured with an appointment of not less than Rs.150/- a month either as a Police Inspector or as a Magistrate under the New Scheme of Separation of Judicial from Executive Funotions, or as a Munsiff-Probationer in the Judicial Department.

13. 5. 1918

M. P. Bhogiah,
Uttaradi Mutt Buildings,
Chikpett, Bangalore City.

Police Inspector
(On leave)

4
a/6

G.R.S. VI-71]

SUBJECT..... Passing orders on the representation of Mr. Bhogaiya a Police Inspector .....

.....

Diary No. of letter replied to.....

General and Revenue Secretariat

( )

, *the* *191*

Date of issue.....

8l 1

Signed by.....

May this be

i Printed?

ii treated as a standing order?

iii published in the Gazette. English part?

iv translated?

v placed at the disposal of the press?

vi published in the Gazette Kannada part?

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Section Police

File No. 208-16

Serial No. 77

Proceedings of the Government of His Highness the Maharaja of Mysore.

Read.— Letter no. 6315/577 & 26th June 1917 from the I.G. of Police in Mysore forwarding a petition from Mr. M. F. Bhogaiya, B.A., B.L., Police Inspector, appealing against the order of reduction passed against him from the 5th to the 6th class Inspector.

Order Thereon:— No. 2. Correspondence ~~pending~~ with letter no. 7637/541 & 7th May 1918 from the same officer forwarding the service register

over.

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g the Inspector in question. — —

3. Letter no. 8714/5788 27th May 1918 from the same officer forwarding an application from the said Inspector representing that he would resign his appointment in the Police Deptt unless he is given a place on atleast a pay of Rs 150/-. 8½

Order

The facts of the case are briefly these:-

The late 1st Member of Council (Mr. H.V. Nanjundaiya) who inspected the Arsikal Taluk Police Station on 17th April 1914 noticed the delay in the handling of several cases & a copy of his notes was sent to the I.G. of Police with a request that steps might be taken to prevent such irregularities in future. The I.G. thereupon called for an explanation; & in

List of enclosures.

Copied by

Examined by

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GENERAL AND REVENUE SECRETARIAT.

(*Continuation sheet draft form.*)

the meanwhile the then Dt. Superintendent of Police Mr. B. Ramaswamiah noticed the delay in one of such cases and had called for an explanation.

On a perusal of the records in the cases & also the explanation of the Inspector, the D.G. found that the Inspector was indolent & careless & made a false statement. He accordingly reduced him from the 6th to 6th grade of Inspectors. A further explanation was submitted to the D.G. for a re-consideration of the order, but the D.G. was not in favour of re-considering the orders already passed.

3. The Inspector in question has now presented an appeal against the order referred to above. Govt. have perused the records of the case and are

of opinion that the worst that could be said of the conduct of the Inspector in the handling of the cases in question is dilatoriness & this was as a matter of fact, the charge laid against him by the Dt. Supdt. of Police. They fail to see any justification for reducing him permanently to the next lower grade & accordingly direct that the period of reduction of the Inspector in question be limited to one year

The representation of the Inspector for a post carrying a pay of Rs 150/- per mensem cannot be granted.

3/7/18

To the Chief Secy to Govt.

do. The I.G. of Police returning the records & the Service repsn

" Comptroller, Mysore Govt.

KN

GPB—20,000—16-2-14